

United States District Court
Eastern District of California

Louis Tamale,

Plaintiff,

vs.

Avenal State Prison, et al.,

Defendants

No. Civ. S 02-1703 LKK PAN PS

Order

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Good cause appearing, the court hereby orders defendants' September 20, 2005, motion to dismiss is submitted on the papers and the October 26, 2005, hearing date is vacated. Plaintiff having opposed October 17, 2005, his ex parte motion for a continuance filed that date is denied.

Dated: October 20, 2005.

/s/ Peter A. Nowinski
PETER A. NOWINSKI
Magistrate Judge